## RULE 63 (37 C.F DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

PM & S FORM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed
Delieve I dill the original, mot and documentation (if any)
below) of the subject matter which is claimed and for which a patent is sought on the INVENTION ENTITLED

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		1. 1. 11.0	DOT	International Application) was amended	on					
						specification, including the clair	ims, as amer	ided by any	amendment r	eferred to
1	foreign priority be	enetits undet	35 0 5.0. 1	19(a)-(d) of 365(b) of any for	teigh apphoauting	up also identified below any fo	reign applica	tion for nate	nt or inventor	's certificate, or
							having a fili	ng date (1) t	efore that of t	the application
	on which priority	is claimed, d	or (2) if no pri	ority claimed, before the filir	ng date of this app	olication:				
	PRIOR FORE	CN ADDI	CATION/S	Δ.		Date first Laid-	Date Pa	tented		
	Number	GIN APPL	ountry	Day/MONTH/Y	ear Filed	open or Published	or (	Granted	Priority N	NOT Claimed
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	If more prior to	reign applic	ations, X bo	x at bottom and continue	on attached pag	<u>e.</u>			W . F F	d to a to a second
	Except as noted	below, I her	eby claim do	mestic phority benefit under	35 U.S.C. 119(e)	4 (CIR.) application, inectar as	dicated Unite	d States app	sed and claim	g below and led in this
	PCT internation	d application	is listed abov	e or below and, if this is a c	ontinuation-in-pai	duby to disclose all information	known to me	to be mate	rial to patenta	bility as defined
	in 37 C.F.B. 1.5	S which beca	ame available	between the filing date of e	each such prior ap	oplication and the national or P	CT internatio	nal filing da	te of this appli	cation.
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	I hereby declare	that all state	ements made	herein of my own knowledg	ge are true and the	at all statements made on info the like so made are punishab	mation and i	morisonmer	nt. or both, und	der Section
	that these state	nents were	made with th	e knowledge triat willful false						
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a) ...Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the [Patent and Trademark] Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability...(b) information is material to patentability when it is not cumulative and (1) It also establishes by itself, or in combination with other information, a prima facie case of unpatentability of a claim or (2) refutes, or is inconsistent with, a position the applicant takes in: (i) Opposing an argument of unpatentability relied on by the Office, or (ii) Asserting an argument of patentability.

## PATENT LAWS 35 U.S.C.

## §102. Conditions for patentability; novelty and loss of right to patent

A person shall be entitled to a patent unless--

- (a) the invention was known or used by others in this country, or patented or described in a printed publication in this
  or a foreign country, before the invention thereof by the applicant for patent or
- (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of the application for patent in the United States, or
- (c) he has abandoned the invention, or

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- (d) the invention was first patented or caused to be patented, or was the subject of an inventor's certificate, by the applicant or his legal representatives or assigns in a foreign country prior to the date of the application for patent in this country on an application for patent or inventor's certificate filed more than twelve months\* before the filing of the application in the United States, or
  - the invention was described in a patent granted on an application for patent by another filed in the United States
    before the invention thereof by the applicant for patent, or on an international application by another who has
    fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof
    by the applicant for patent, or
  - he did not himself invent the subject matter sought to be patented, or

before the applicant's invention thereof the invention was made in this country by another who had not abandoned, suppressed, or concealed it. In determining priority of invention there shall be considered not only the respective dates of conception and reduction to practice of the invention, but also the reasonable diligence of one who was first to conceive and last to reduce to practice, from a time prior to conception by the other.

## §103. Condition for patentability: non-obvious subject matter

- (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made. . . .
- (c) Subject matter developed by another person, which qualified as prior art only under subsection (f) or (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.

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Six months for Design Applications (35 U.S.C. 172).